



Attorney's Docket

10276-017002 / JDP-031 Con

SMP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kahn et al.
Serial No. : 10/074,694
Filed : February 12, 2002
Title : MODULATING THE RAD-NM23 INTERACTION

Art Unit : Unknown
Examiner : Unknown

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

COPY OF PAPER
ORIGINALLY FILED

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 U.S.C. §1.53(b) mailed April 9, 2002 (copy enclosed), applicants as a large entity submit herewith the following:

- Payment of the basic filing fee of \$370;
- Payment of the additional claim fees of \$140;
- A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;
- Payment of the surcharge of \$65 for late filing of the basic filing fee and/or declaration; and
- A check in the total amount of \$575 is attached.

This application is entitled to small entity status.

Applicants submit that the instant application does not contain sequence disclosures encompassed by the rules under 37 CFR §1.821-1.825. The nucleic acid sequences at page 8, line 31, are less than 10 nucleotides in length and therefore excluded from the rules. Applicants

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

June 10, 2002

Signature

Maria Reen

Typed or Printed Name of Person Signing Certificate

Applicant : Kahn et al.
Serial No. : 10/074,694
Filed : February 12, 2002
Page : 2

Attorney's Docket No.: 10276-017002 / JDP-031 Con

submit that the instant application is in compliance with the requirements under 37 CFR §1.821-1.825.

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing attorney docket number 10276-017002.

Respectfully submitted,

Date: June 10, 2002

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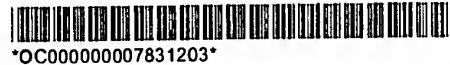
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COMMISSIONER FOR PATENTS
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 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/074,694	02/12/2002	Ronald C. Kahn	10276-017002

CONFIRMATION NO. 1080

FORMALITIES LETTER



LOUIS MYERS
 Fish & Richardson P.C.
 225 Franklin Street
 Boston, MA 02110-2804



Date Mailed: 04/09/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/20/2002 JBALINAN 00000060 10074694

FILED UNDER 37 CFR 1.53(b)

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:204	140.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$280.
 - \$280 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1150.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be

submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
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*A copy of this notice **MUST** be returned with the reply.*

S.B

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE